## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UN	ITED STATES OF AMERICA,	)	
	Plaintiff,	) 8:12CR40 )	
	vs.	) DETENTION ORDER	
СО	RNELIO ESPINO-GONZALEZ,		
	Defendant.	}	
A.	Order For Detention After waiving a detention hearing pursuant Act on February 27, 2012, the Court order pursuant to 18 U.S.C. § 3142(e) and (i).	to 18 U.S.C. § 3142(f) of the Bail Reformers the above-named defendant detained	
B.	Statement Of Reasons For The Detention  The Court orders the defendant's detention because it finds:  X By a preponderance of the evidence that no condition or combination of conditions will reasonably assure the appearance of the defendant as required.  X By clear and convincing evidence that no condition or combination of conditions will reasonably assure the safety of any other person or the community.		
C.	felony and removed from District of Nebraska aft without the consent of the violation of 8 U.S.C. So imprisonment under 9 U.	es Report, and includes the following: le offense charged: viously been convicted of an aggravated in the United States, being found in the ler having re-entered the United States the Attorney General or his successor in § 1326(a) and subject to twenty years S.C. § 1326(b). If violence, arcotic drug, arge amount of controlled substances, to linst the defendant is high, of the defendant including:  Appears to have a mental condition which her the defendant will appear, has no family ties in the area, has no steady employment, has no substantial financial resources, so not a long time resident of the community, does not have any significant community the defendant: has a history relating to drug abuse, has a history relating to alcohol abuse, has a significant prior criminal record, has a prior record of failure to appear at	

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	(b)	At the time of the current arrest, the defendant was on:	
		Probation	
		Parole Release pending trial, sentence, appeal or completion of	
		sentence.	
(c) Other Factors:			
		X The defendant is an illegal alien and is subject to deportation.	
		The defendant is a legal alien and will be subject to deportation if convicted.	
		X The Bureau of Immigration and Custom Enforcement (BICE) has placed a detainer with the U.S. Marshal. Other:	
X (4)	The r	nature and seriousness of the danger posed by the defendant's	

## release are as follows: The defendant's criminal history.

## D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal;
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: February 27, 2012. BY THE COURT:

s/Thomas D. Thalken United States Magistrate Judge